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Attorneys for Plaintiff May Moran

In the United States District Court  
In and for the Eastern District of California

MAY MORAN, No. CIV.S -04-2461 DFL DAD  
Plaintiff, STIPULATION TO DISMISS  
-v- WITH PREJUDICE; ORDER  
ALEX'S TRANSPORTATION,  
INC.  
Defendant.

Plaintiff May Moran and defendant Alex  
Transportation, Inc., by and through their respective  
attorneys, hereby stipulate and agree to the dismissal of the  
above-entitled matter with prejudice. The parties further  
stipulate that neither party shall seek an award of  
attorney's fees or costs.

IT IS SO STIPULATED.

DATED: 12-28-05

HIGHMAN, HIGHMAN AND BALL  
A Professional Law Association



**CERTIFICATE OF SERVICE**

I, the undersigned, hereby declare that I am employed in the County of San Francisco, California, and my business address is 870 Market Street, Suite 467, San Francisco, California 94102. I am over the age of eighteen and not a party to this cause. On the date set forth below, I served [ ] the original(s) [X] true and correct copies of the below listed document(s) to which this declaration is appended, upon the parties to this action:

**STIPULATION TO DISMISS WITH PREJUDICE; ORDER**

[X] BY U.S. MAIL - I am readily familiar with the business' practice for collection and processing of correspondence for mailing with the U.S. Postal Service. The above-referenced document(s) were deposited in the ordinary course of business with the U.S. Postal Service in the County of San Francisco in a sealed envelope with postage thereon fully prepaid, addressed to the below listed party(ies).

[ ] BY PERSONAL SERVICE - I caused the above document(s) to be delivered by hand to the party(ies) listed below.

[ ] BY FEDERAL EXPRESS - I am readily familiar with the business' practice for collection and processing of documents for delivery with Federal Express Corporation, and said document(s) were deposited in a Federal Express Corporation drop-box in the ordinary course of business, with shipping charges fully prepaid for delivery on the next business day to the party(ies) listed below.

[ ] BY FACSIMILE TRANSMISSION - I caused the above document(s) to be sent by facsimile to the party(ies) listed below at the facsimile transmission number(s) so listed.

Individuals served:

Richard D. Marca Robert J. Hicks GRESHAM SAVAGE NOLAN & TILDEN 3750 University Avenue, Suite 250 Riverside, CA 92501	
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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATED: December 28, 2005

\_\_\_\_\_/s/\_\_\_\_\_

KEVIN A. MENDEZ